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Attorneys for Defendants
SmileCareClub LLC and Camelot SI LLC d/b/a
SharperImage.com

16 UNITED STATES DISTRICT COURT
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18 NORTHERN DISTRICT OF CALIFORNIA
19
20 SAN JOSE DIVISION

21 ALIGN TECHNOLOGY, INC.,

22 Plaintiff,

23 vs.

24 SMILECARECLUB, LLC, CAMELOT SI,
LLC D/B/A SHARPERIMAGE.COM, and
25 BROOKSTONE, INC.,

26 Defendants.

CASE NO. 5:15-cv-04864-BLF

**JOINT STIPULATION TO CONTINUE
CASE MANAGEMENT CONFERENCE
AND ~~PROPOSED~~ ORDER THEREON**

1 This stipulation is entered into by and among Plaintiff Align Technology Inc. (“Align”)
2 and Defendants SmileCareClub, LLC (“SmileCareClub”) and Camelot SI, LLC d/b/a
3 SharperImage.com (“Sharper Image”) (collectively, “Defendants”), by and through their
4 respective counsel.

5 WHEREAS, Plaintiff filed its Complaint in this action on October 22, 2015;

6 WHEREAS, Plaintiff served the Complaint on Defendant SmileCareClub, LLC on
7 November 6, 2015, and on Camelot SI, LLC d/b/a SharperImage.com on November 9, 2015;

8 WHEREAS, on December 15, 2015, the Court entered a Notice (Dkt. No. 21) setting the
9 Case Management Conference for April 21, 2016 at 11:00 AM in Courtroom 3, 5th Floor, San
10 Jose;

11 WHEREAS, after receiving an extension of time to respond, on January 6, 2016,
12 Defendants filed their Answer, Defenses, and Counterclaims to Complaint;

13 WHEREAS, a Joint Case Management Statement and Initial Disclosures are currently due
14 by April 14, 2016;

15 WHEREAS, the parties are currently engaged in direct discussions regarding potential
16 early resolution of the case;

17 WHEREAS, the parties agree that a 91-day continuance of the Case Management
18 Conference and all currently pending deadlines will allow the parties to have additional time to
19 explore whether an early resolution of this case is possible, and will permit more efficient case
20 management, will serve the interests judicial economy, and will conserve Party and Court
21 resources;

22 NOW, THEREFORE, pursuant to Civil Local Rule 6-2(a), the Parties hereby stipulate and
23 agree, through their respective counsel, as follows:

- 24 1. The April 21, 2016 Case Management Conference shall be taken off calendar, and
25 rescheduled ninety-one (91) days later on July 21, 2016, or another date that is
26 convenient for the Court.
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2. The deadline to file the Joint Case Management Statement and Initial Disclosures shall be continued to and including seven (7) days prior to the new date for the Case Management Conference.

IT IS SO STIPULATED.

Respectfully submitted,

Date: April 5, 2016

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ELIZABETH L. BRANN

By: /s/ Thomas A. Counts
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1 Date: April 5, 2016

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1 PURSUANT TO STIPULATION, IT IS SO ORDERED.
2 The Case Management Conference is COTINUED to July 28,
3 2016 at 11:00 a.m.

4 DATED: April 5, 2016


THE HONORABLE BETH LABSON FREEMAN
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served this 5th day of April, 2016, with a copy of the foregoing document via the Court's CM/ECF system. Any other counsel of record will be served by electronic mail, facsimile transmission, and/or first class mail on this same date.

/s/ Thomas A. Counts
Thomas A. Counts